#21/hcg for Accurd.
I. MCBd/Brown
8/20/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant: Duane Le Allen §	Group Art No.: 2151
Serial No.: 08/925,703 § §	Examiner: George Opie
Filed: September 9, 1997 § §	Docket No: MICT-0126-US
Title: Method and Apparatus for § Installing an Operating System §	

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Technology Center 2100

Commissioner for Patents
Washington, DC 20231

<u>REPLY TO OFFICE ACTION DATED JUNE 15, 2001</u>

Dear Sir:

In a Final Office Action mailed on June 15, 2001, claims 34-51 were rejected under 35 U.S.C. § 103(a) as being unpatentable over the alleged admitted prior art in view of Lipe. In the last Reply, the Assignee pointed out that the configuration manager 158 of Lipe is part of the operating system 10, as Lipe specifically states in column 26, lines 26-30, "the operating system comprises...a configuration manager 158." The Examiner replies in the latest Office Action by stating that this language "Lipe's configure manager 158 is separate from the OS, and one skilled in the art would readily distinguish the config 158 module from the files/utilities that are an inextricable part of the OS." However, such a reading of Lipe is in stark contrast to the cited language, as the cited language clearly states that the configuring manager 158 is part of the operating system 10. Therefore, because Lipe neither teaches nor suggests all claim limitations, the Assignee requests withdrawal of the § 103(a) rejections of claims 34-51.